

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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In Re: PHARMACEUTICAL INDUSTRY	: MDL NO. 1456
AVERAGE WHOLESALE PRICE	: Master File No. 01-CV-12257-PBS
LITIGATION	: Judge Patti B. Saris
THIS DOCUMENT RELATES TO:	:
The Master Consolidated Class Action	:
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**CERTAIN DEFENDANTS' NOTICE OF OPPOSITION TO  
PLAINTIFFS' MOTION TO COMPEL THE PRODUCTION OF CERTAIN  
DOCUMENTS AND CONSENT MOTION FOR AN EXTENSION OF TIME**

Pursuant to Case Management Order No. 8, defendants Abbott Laboratories, AstraZeneca Pharmaceuticals LP, Schering Plough, Sicor, Together Rx LLC, Johnson & Johnson and GlaxoSmithKline ("defendants") hereby notify the Court of their opposition to plaintiffs' Motion to Compel the Production of Documents During the Relevant Time Period filed on May 3, 2004 (the "Motion").

Defendants further notify the Court of their intention to file a memorandum in opposition to plaintiffs' Motion on or before May 27, 2004, pursuant to an agreement with plaintiffs. Accordingly, defendants hereby move, with the consent of plaintiffs, for entry of the briefing schedule set forth in the proposed order attached hereto.

Respectfully Submitted,  
ON BEHALF OF DEFENDANTS LISTED ABOVE

May 17, 2004

By: /s/ Lucy Fowler  
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**[PROPOSED] SCHEDULING ORDER**

IT IS HEREBY ORDERED that Defendants shall file any opposition to Plaintiffs'  
Motion to Compel the Production of Documents Created During the Relevant Time Period by  
May 27, 2004.  
Dated: May \_\_, 2004

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Hon. Marianne B. Bowler  
United States Magistrate Judge

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1**

Pursuant to Local Rule 7.1(A)(2), the undersigned certifies that counsel for plaintiffs assents to this motion.

/s/ Lucy Fowler  
Lucy Fowler

**CERTIFICATE OF SERVICE**

I certify that on May 17, 2004, a true and correct copy of the foregoing Notice of Opposition and Consent Motion for an Extension was served on all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2 by sending a copy to Verilaw Technologies for posting and notification to all parties.

/s/ Lucy Fowler  
Lucy Fowler